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14 Mortgage Loan Trust A
15 C.241-5991

16 UNITED STATES BANKRUPTCY COURT
17 CENTRAL DISTRICT OF CALIFORNIA
18 SAN FERNANDO VALLEY DIVISION

19 In re

20 Bk. No. 1:17-bk-11743-MB

21 Bryan Keith Gutierrez,

22 CHAPTER 11

23 Debtor.

24 **STIPULATION RESOLVING DEBTOR'S
25 MOTION FOR ORDER DETERMINING
26 VALUE OF COLLATERAL
27 [11 U.S.C. § 506(a), FRBP 3012]**

28 Hearing:

Date: 05/01/2018

Time: 1:30 p.m.

Place: U.S. Bankruptcy Court
21041 Burbank Blvd., 3rd Floor
Woodland Hills, CA
Courtroom: 303

23 This Stipulation is entered into by and between Wilmington Savings Fund Society, FSB, as
24 Trustee of Stanwich Mortgage Loan Trust A (the "Secured Creditor") by and through its attorney,
25 its assignees and/or successors in interest, through its counsel, Alexander Meissner of Prober and
26 Raphael, A Law Corporation, and Bryan Keith Gutierrez (the "Debtor") by and through his
27 attorney, Crystle Lindsey (collectively referred to herein as the "Parties"), with respect to the
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1 property generally described as **6903 Montego Street, Chino, CA 91710** ("Subject Property").
2

3 **THE PARTIES HEREBY STIPULATE AND AGREE AS FOLLOWS:**

4 1. The parties agree for purposes of resolving the Debtor's Motion for Order
5 Determining Value of Collateral, ("Motion" or "Motion to Value"), the Subject Property is
6 valued at \$475,000.00.

7 2. If Debtor does not confirm a Chapter 11 plan on or before August 10, 2018, then
8 Secured Creditor, at its discretion may revoke its consent to the valuation of the Subject Property
9 contained herein.

10 3. The terms as set forth herein, including valuation of the Property, shall not be
11 binding on the parties with respect to the confirmation process of Debtor's proposed Chapter 11
12 Plan(s). Secured Creditor reserves all rights to oppose its plan treatment at the time of confirmation
13 as allowed under the bankruptcy code.

14 4. Upon entry of an order approving this stipulation, Debtor shall withdraw the
15 Motion.

16 5. In the event that the instant bankruptcy proceeding is converted, dismissed, or
17 discharged, this Stipulation shall be terminated and have no further force or effect.

18 DATED: April 3, 2018

PROBER & RAPHAEL, A LAW CORPORATION

19 By /s/ Alexander G. Meissner
20 Alexander G. Meissner, SBN 315437
Attorneys for Secured Creditor

21 DATED: 3/4/18
22 A.O.E. LAW & ASSOCIATES
23 By Crystle J. Lindsey , SBN 281944
24 Attorney for Debtor

PROOF OF SERVICE OF DOCUMENT

I am over the age of 18 and not a party to this bankruptcy case or adversary proceeding. My business address is:

Prober & Raphael, A Law Corporation, 20750 Ventura Boulevard, Suite 100, Woodland Hills, CA 91364

A true and correct copy of the foregoing document entitled (*specify*): **STIPULATION RESOLVING DEBTOR'S MOTION FOR ORDER DETERMINING VALUE OF COLLATERAL** will be served or was served **(a)** on the judge in chambers in the form and manner required by LBR 5005-2(d); and **(b)** in the manner stated below:

1. TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF): Pursuant to controlling General Orders and LBR, the foregoing document will be served by the court via NEF and hyperlink to the document. On 02/08/2018, I checked the CM/ECF docket for this bankruptcy case or adversary proceeding and determined that the following persons are on the Electronic Mail Notice List to receive NEF transmission at the email addresses stated below:

Clarissa D Cu clarissa@aoelaw.com
Anthony Obehi Egbase info@aoelaw.com,sandy@ecf.inforuptcy.com;egbasear54561@notify.bestcase.com
Crystle J Lindsey crystle@anthonyegbaselaw.com
Alexander G Meissner ameissner@pralc.com
Kelly M Raftery bknotice@mccarthyholthus.com, kraftery@ecf.courtdrive.com
Cassandra J Richey ecfcca@ecf.courtdrive.com
S Margaux Ross margaux.ross@usdoj.gov
Valerie Smith claims@recoverycorp.com
Diana Torres-Brito ecfcca@ecf.courtdrive.com;dtorres-brito@pralc.com
United States Trustee (SV) ustpregion16.wh.ecf@usdoj.gov

Service information continued on attached page

2. SERVED BY UNITED STATES MAIL:

On 4/13/2018, I served the following persons and/or entities at the last known addresses in this bankruptcy case or adversary proceeding by placing a true and correct copy thereof in a sealed envelope in the United States mail, first class, postage prepaid, and addressed as follows. Listing the judge here constitutes a declaration that mailing to the judge will be completed no later than 24 hours after the document is filed.

Service information continued on attached page

3. SERVED BY PERSONAL DELIVERY, OVERNIGHT MAIL, FACSIMILE TRANSMISSION OR EMAIL

(state method for each person or entity served): Pursuant to F.R.Civ.P. 5 and/or controlling LBR, on _____, I served the following persons and/or entities by personal delivery, overnight mail service, or (for those who consented in writing to such service method), by facsimile transmission and/or email as follows. Listing the judge here constitutes a declaration that personal delivery on, or overnight mail to, the judge will be completed no later than 24 hours after the document is filed.

Service information continued on attached page

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

4/13/2018 Marine Gaboyan

Date

Printed Name

/s/ Marine Gaboyan

Signature

1 2: SERVED BY U.S. MAIL

2 Honorable Martin R. Barash
3 U.S. Bankruptcy Court
4 21041 Burbank Blvd., Suite 342
5 Woodland Hills, CA 91367
6 Judge's Copy

7 Bryan Keith Gutierrez
8 18424 Collins Street
9 Tarzana, CA 91356
10 Debtor

11 Crystle J Lindsey
12 AOE Law & Associates
13 350 S Figueroa St Ste 189
14 Los Angeles, CA 90071
15 Attorney for Debtor

16 S. Margaux Ross
17 915 Wilshire Blvd, Suite 1850
18 Los Angeles, CA 90017
19 Attorney for the U.S. Trustee

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